




MEMORANDUM

TO: Mayor and City Councilors

FROM: Dianne S. Pierce-Tamplen, MMC 
City Clerk

DATE: August 20, 2013

REF: Agenda Request – Acceptance of Certificate of Sufficiency of Petition for Voluntary Annexation and Call for a Public Hearing for public input regarding a parcel containing 7.25+/- acres located off Forest Park Road-SR 1307 and owned by Coastal Beverage Company, Inc.

BACKGROUND:

The City received a request from Lewis T. Nunnelle, III, President of Coastal Beverage Company, Inc. for voluntary annexation of a 7.25+/- acres contiguous parcel located off Forest Park Road – SR 1307. City Council instructed the City Clerk to investigate the Sufficiency of the Petition.

ANALYSIS:

The City Clerk is certifying to the sufficiency of the Petition for Voluntary Annexation for property known as the Coastal Beverage Company, Inc. property. The next step in the procedure for voluntary annexation is to call for a public hearing in order to allow any public comments to be heard.

RECOMMENDATION:

By motion – Accept the Certificate of Sufficiency and adopt the attached resolution calling for a public hearing to be held on Monday, September 9, 2013 at 7:30 p.m. in the City Council Chambers of the Municipal Administration Building for consideration of the Petition for Voluntary Annexation of the 7.25+/- acres of property owned by Coastal Beverage Company, Inc.

CITY CLERK
DIANNE S. PIERCE-TAMPLEN, MMC



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City of Elizabeth City

**CERTIFICATE OF SUFFICIENCY
COASTAL BEVERAGE COMPANY, INC.
FOREST PARK ROAD – SR 1307
7.25 +/- ACRES**

To the City Council of the City of Elizabeth City:

I, Dianne S. Pierce-Tamplen, MMC, City Clerk, do hereby certify that I have caused to be investigated the petition attached hereto and have found as fact that said petition is signed by all owners of real property lying in the area described therein, in accordance with G. S. 160A-31, as amended.

In witness whereof, I have hereunto set my hand and affixed the seal of the City of Elizabeth City, this 20th day of August 2013.


Dianne S. Pierce-Tamplen, MMC
City Clerk

RESOLUTION #2013-_____
FIXING PUBLIC HEARING ON QUESTION
OF ANNEXATION PURSUANT TO G. S. 160A-31, AS AMENDED
COASTAL BEVERAGE COMPANY, INC.
7.25+/- ACRES LOCATED OFF FOREST PARK ROAD-SR 1307

WHEREAS, a petition requesting annexation of the area described herein has been received; and

WHEREAS, the City Council has by resolution directed the City Clerk to investigate the sufficiency thereof; and

WHEREAS, certification by the City Clerk as to the sufficiency of said petition has been made;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elizabeth City, North Carolina:

SECTION 1. That a public hearing on the question of annexation of the area described herein will be held at the Municipal Administration Building in the City Council Chambers at 7:30 PM on the September 9, 2013.

SECTION 2. The area proposed for annexation is described as follows:

Beginning at an iron rebar located at the intersection of the eastern right-of-way of Forest Park Road and the northern right-of-way of the Norfolk & Southern Railroad, said iron rebar being further located N 35° 25' 45" W 1,170.24 feet from NGS Monument "Elizabeth RM2"; thence N 22° 21' 03" W 270.17 feet along the northern right-of-way of Forest Park Road to a point marked by a power pole; thence N 65° 16' 13" E 141.86 feet along the property owned by Benjamin House, Inc. to an iron rebar; thence N 65° 16' 13" E 241.21 feet along the property owned by Alexander & Glenna Tunnell to a point; thence N 65° 20' 41" E 254.87 feet along the Tunnell property to an iron rebar; thence N 35° 37' 17" W 202.09 feet along the Tunnell property to an iron rebar; thence N 66° 07' 18" E 157.44 feet along the property owned by McMor Development, LLC to a point; thence along a curve having a radius of 965.00 feet, a distance of 157.29 feet, said line also having a chord bearing and distance of N 70° 47' 28" E 157.11 feet along the McMor Development, LLC property to an iron rebar; thence continuing along the McMor Development, LLC line S 30° 50' 46" E 453.97 feet to an iron rebar located on the northern right-of-way of the Norfolk &

Southern Railroad; thence S 65°19' 15" W 579.21 feet along said railroad right-of-way to a point; thence S 65° 18'35" W 393.94 feet along said railroad right-of-way to the point and place of beginning, containing 7.25 acres.

SECTION 3. Notice of said public hearing shall be published in the Daily Advance, a newspaper having general circulation in the City of Elizabeth City, at least ten (10) days prior to the date of said public hearing.

ADOPTED, this 26th day of August 2013.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk